

**TOWN of HIGHLAND, LAKE COUNTY, INDIANA**  
**TOWN COUNCIL**  
**RESOLUTION No. 2020-36**

**A RESOLUTION OF THE HIGHLAND TOWN COUNCIL ABROGATING  
EMERGENCY PROCLAMATION OF THE MUNICIPAL EXECUTIVE NO. 2020-04**

**Whereas,** The Town Council of the Town of Highland is authorized to enter into contracts and allocate budgeted funds under IC 36-5 et seq. and Title 3 of the Highland Municipal Code, for the uses and purposes for which public money may be allocated and utilized; and

**Whereas,** The President of the Town Council, on March 16, 2020, and pursuant to Indiana Code 10-14-3-29, declared a Local Disaster Emergency in response to the Governor of Indiana's declaration of a State of Emergency on March 6, 2020; and

**Whereas,** The Town Council, on March 16, 2020, concurred in the Town Council President's declaration of a Local Disaster Emergency and approved, by roll call vote, Emergency Proclamation No. 2020-02 extending executive power to the Town Council President up to and including April 16, 2020; and

**Whereas,** The Town Council, at additional and subsequent meetings, and by roll call votes, extended and reauthorized the Town Council President's executive power up to and including July 5, 2020; and

**Whereas,** The Town Council President, in an exercise of his executive powers, on July 2, 2020, issued a document entitled "Emergency Proclamation of the Municipal Executive No. 2020-04," requiring review of any and all contractual obligations expected to exceed \$100,000 to determine whether said contracts are feasible, necessary, and desirable to continue and/or provide notice of termination; and

**Whereas,** The Town Council President, in an exercise of either his executive powers or general authority as the President of the Highland Town Council, on or about June 8, 2020, issued a "notice of default" to S.J. Highland, LLC and Griffland Center, LLC as to the September 30, 2019, contract between said parties and the Town of Highland; and

**Whereas,** The Town Council may now determine whether, due to the July 5, 2020 expiration of the Town Council President's executive power, the Emergency Proclamation of the Municipal Executive No. 2020-04 should be abrogated,

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL of the TOWN of HIGHLAND, LAKE COUNTY, INDIANA:**

**Section 1.** That the prefatory statements set forth above are incorporated herein as if set forth at length;

**Section 2.** That it is in the best interest of the Town of Highland to abrogate the Emergency Proclamation of the Municipal Executive No. 2020-04, and to declare that same be of no further force or effect.

**Section 3.** That it is in the best interests of the Town of Highland to abrogate the "notice of default" sent by the Town Council President to S.J. Highland, LLC and Griffland Center, LLC on or about June 8, 2020.

**Duly Passed and Resolved** by the Town Council of the Town of Highland, Lake County, Indiana, this \_\_\_\_ day \_\_\_\_\_ 2020. Having been passed by a vote of \_\_\_\_ in favor and \_\_\_\_ opposed.

**TOWN COUNCIL of the TOWN of  
HIGHLAND, INDIANA**

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Mark J. Schocke, President IC 36-5-2-10

**Attest:**

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Michael W. Griffin, IAMC/MMC/CPFA/ACPFIM/CMO  
**Clerk-Treasurer** (IC 33-42-4-1;IC 36-5-6-5)